

City of Shannon Hills, Arkansas
Regular City Council Meeting
June 14, 2005

Mayor Davis called the meeting to order at 6:30pm.
The Mayor led the pledge of Allegiance.

Roll Call: Present were Mayor Davis, Recorder-Treasurer Curt Wilson, City Attorney Patrick Benca, Aldermen Robin Baker, Mike Kemp, Bobby Riley, James Smith and Dave Holsomback. Alderman Diane Everett was absent.

Minutes: Minutes of the Regular of May 8, 2005, and special meetings from May 19, 2005 were presented for approval. Motion to approve was made by Alderman Kemp. Second was provided by Alderman Holsomback. Motion was approved by voice vote with no opposition.

Financial Report: The Recorder-Treasurer presented the following verbal financial report:

General Fund Checking Account ...	\$ 39,881.51
Reader Board	\$ 481.72
Emergency Light Fund	\$ 253.00
Radio Fund	\$ 88.88
Undeposited Funds	\$ 3,156.00
Reserve Fund (Stephens).....	<u>\$ 48,443.23</u>
Total General Fund	\$ 92,304.34
 Payroll Account	 \$ 292.28
 Street Fund Checking Account ...	 \$ 84,365.69
Street fund reserve account	<u>\$ 33,424.21</u>
Total Street Fund Assets	\$ 117,789.90
 Bond & Fine Account	 \$ 34,881.20
Court Clerk Fund	\$ 14,351.00
 LOPFI Account balance	 \$ 9,182.38

Mayor Davis informed the council and visitors that this is the month when Department Heads present verbal reports in addition to their standard written reports. The written reports have been submitted. Those reports are on file, in binders, in the Records office and shall be considered as an extension of these minutes.

Fire Chief Mel Aldridge highlighted his written report verbally and invited questions or comments.

Police Chief Richard Friend gave a brief statement supporting his written report. He stressed the fact that his staff were working hard to keep Meth labs and other drug activity in check in the city and that the hard work was paying off. Citizen Beverly Williamson inquired about what happens to property seized as the result of a drug conviction and/or drug lab

clean-up. Much of the property goes to the county with a percentage being returned to the city. Clean up costs can be filed as a lien against the property.

Public Works Manager David Passmore announced that dirt movement on the sewer expansion project was within about two weeks of beginning. He said that more than one crew would be working so that progress would be made in more than one area at a time. Construction of the new water tower is underway. The foundation is in place and after allowing time for the concrete to cure, tower construction will proceed. Also, the land for the Sewer treatment plant has been surveyed. The inner perimeter has been laid out and clearing of the land will begin soon.

Mayor Davis reported that the Court Clerk had had dental surgery and was not available to produce a court report. However the court system was working smoothly and a two month report would be available next month. Mayor Davis reported that a new Judge took over this month and based on his performance, he was glad that he was on the same side of the bench. Judge Thomas Burns proved to be a “no nonsense,” highly professional judge.

Item 1. Energy and Insulation Technology. (Doug Loftin & Doug Rye):

Mr. Rye and Mr. Loftin gave a demonstration that showed the sound proofing capabilities of the insulation that they recommend. They talked about the heating and cooling savings, the sound proofing and the fire retardant nature of the material. The bottom line message in the presentation was encouragement for the city to develop and implement a city Energy code similar to the existing Building Code ordinance. Alderman Kemp, and others, agreed that the concept was worthy of attention and that the Planning Commission should be encouraged to review the topic and present recommendations in the near future. No action was required, no motions were made or votes taken.

Item 2. Wrecker Contract Signing:

The owner of *Metro Towing and Recovery* was present to sign a non-exclusive agreement with the City of Shannon Hills. The contract establishes a working agreement between Metro and the City of Shannon Hills relative to the towing of automobiles impounded by the city. No one was present to represent *A-1 Express Towing*. Therefore, Mayor Davis stated that until a representative of A-1 Express Towing signed a contract the Police would be directed to use the services of *Metro* exclusively. Then, after A-1 Express signs, the services will be divided between the two companies.

Item 3. Purchase of Police Car:

A motion was made by Alderman Holsomback that the council approve the expenditure of One thousand Five-Hundred dollars, (\$1,500.00), for the purchase of a police car from DF&A M&R, and an additional Two hundred dollars, (\$200.00), to equip said car. The Motion received a second from Alderman Riley. The motion was approved by voice vote with no opposition.

Item 4. Annexation of 18 acres on Vimy Ridge Road:

Mr. Rick English, Charles Wasson, and Rob Graham expressed interest in annexing their 18 acres into the city of Shannon Hills. They were at the meeting tonight seeking information about the pros and cons of annexation. There was a considerable

amount of discussion concerning the sewer system and the need for a lift station for their property. Because the Engineer was not available certain questions could not be addressed. Mayor Davis stated that he would get a meeting scheduled with Mr. Lemons and those questions could be answered. He then explained that the developers/land owners would need to meet with the city Planning Commission in order to get the next step underway. No motions were made and no action was taken

Item 5. Meth Lab Clean-up Ordinance (2005-09):

Mr. Norman Kemper with the state crime lab. Explained the clean-up requirements and costs related to the clean-up of a house where a Meth lab has been in operation. Mayor Davis then introduced Ordinance 2005-09 as an Ordinance that will set the standards for the city of Shannon Hills with respect to how property must be prepared for future use following the eradication of a drug lab.

Alderman Kemp made a motion to suspend the rules and allow the Ordinance to be brought to the floor reading only the title. The motion received a second from Alderman Riley. The motion was approved by voice vote with no opposition.

City Attorney read the Ordinance Title. Discussion included a question about the fine associated with the Ordinance. Mayor Davis stated that the penalty as set fourth in the Ordinance was a fine of \$500.00 and/or 1 year in jail plus all clean-up costs.

First Vote on Ordinance 2005-09:

A MOTION was made by Alderman Holsomback with a second provided by Alderman Riley that Ordinance 2005-09 be approved. The motion was approved By Voice vote with no opposition.

Suspending rules for second reading:

A motion was made by Alderman Kemp to suspend the rules and place the ordinance on the table for a second vote, Reading only the title. The motion received a second from Alderman Riley. The motion was approved by voice vote with no opposition.

Ordinance Motion Second reading:

The Title of the proposed Ordinance was read by Attorney Benca
A MOTION was made by Alderman Kemp with a second provided by Alderman Riley that Ordinance 2005-09 be approved. The motion was approved by voice vote with no opposition.

Suspending rules for third reading:

A motion was made by Alderman Kemp to suspend the rules and place the ordinance on the table for a third vote, Reading only the title. The motion received a second from Alderman Riley. The motion was approved by voice vote with no opposition

Ordinance Motion Third reading:

The Title of the proposed Ordinance was read by Attorney Benca.

A MOTION was made by Alderman Riley with a second provided by Alderman Baker that Ordinance 2005-09 be approved. The motion was approved by voice vote with no opposition.

Item 6. City purchase of Ross Road & Possible Annexation of lands between Sardis Road and Chicot Road:

Mayor Davis presented the case supporting the concept that; In conjunction with future annexation of the area between Shannon Hills Current city limits and Chico Road, it is beneficial that the city own Ross Road.

Mayor Davis announced that Ross Road could be purchased for Ten Thousand dollars (\$10,000.00). Having presented the idea, the issue was opened up for discussion. A somewhat lengthy discussion followed with comments and questions made by several citizens and Council members.

Given the measurements of the property in question, and comparing the area to the area of the average city lot, the price would seem to be well below market value. Some questioned the need for the road and what value it would represent to the city in the future. Others were strong in stating their belief that the need for the road to exist and be improved was great.

The discussion expanded to include future plans to use Ross road to connect to Moon road or, as an alternative B & R Trail, to provide a direct route to Heinke Rd. and in turn to Chico Rd. From there the discussion moved to the perceived gains and losses for citizens and the city if the annexation and road work occurs.

Alderman Riley made a motion to approve the purchase of the Ross road right of way for Ten Thousand Dollars (\$10,000.00). A second was provided by Alderman Baker. A Roll Call vote produced the following results:

Alderman Everett	....	Absent
Alderman Holsomback	..	Abstained.... (wants more information)
Alderman Smith	.....	Abstained ... (wants more information)
Aldermn Riley	.....	YES
Alderman Kemp	.....	Abstained ... (Conflict of interest)
Alderman Baker	.....	YES

Votes were **2 YES, 0 NO, 1 Absent, 3 Abstained**
With less than 4 "Yes" votes, the motion failed.

Comments:

None.

A Motion to Adjourn was made by Alderman Kemp. A second was supplied by Alderman Riley. Motion was approved by voice vote with no opposition.

The Meeting Adjourned at 8:40pm.

Date: _____

Approved: _____
Larance Davis, Mayor

Attest: _____
Curt Wilson, Recorder-Treasurer